United Nations CERD/C/RWA/Q/18-20

International Convention on the Elimination of All Forms of Racial Discrimination

Distr.: General
3 March 2016
English
Original: French
English, French and Spanish only

Committee on the Elimination of Racial Discrimination
Eighty-ninth session
25 April-13 May 2016
Item 6 of the provisional agenda
Consideration of reports, comments and information submitted by States parties under article 9 of the Convention

List of themes in relation to the combined eighteenth to twentieth periodic reports of Rwanda (CERD/C/RWA/18-20)

Note by the Country Rapporteur

The Committee on the Elimination of Racial Discrimination decided at its seventy-sixth session (A/65/18, para. 85) that the Country Rapporteur would send to the State party concerned a short list of themes with a view to guiding and focusing the dialogue between the State party's delegation and the Committee during the consideration of the State party's report. This document contains a list of such themes. This is not an exhaustive list; other issues may also be raised in the course of the dialogue. No written replies are required.

1. Statistics on the make-up of the population and socioeconomic indicators

(a) Updated information on the make-up of the population, and other information, based on socioeconomic studies, on people's enjoyment of economic, social and cultural rights under the Convention (CERD/C/RWA/CO/13-17, para. 10);

(b) Updated statistical data, disaggregated by national or ethnic origin, on the number of non-nationals residing in the territory of the State party and their socioeconomic situation (CERD/C/RWA/CO/13-17, para. 10).

2. Legal and institutional framework, policies and programmes to ensure the implementation of the Convention (arts. 1, 2, 4, 6 and 7)

(a) Steps taken to adopt a definition of racial discrimination that is consistent with article 1 of the Convention; no mention in article 11 of the Constitution of descent and national origin as grounds for discrimination (CERD/C/RWA/18-20, paras. 36 and 78; CERD/C/RWA/CO/13-17, para. 13);

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(b) Progress in revising Law No. 18/2008 of 23 July 2008 on the punishment of the crime of genocide ideology in order to clarify the definition of genocide (CERD/C/RWA/18-20, para. 37; CERD/C/RWA/CO/13-17, para. 14);

(c) Measures to make the Criminal Code fully compliant with all the provisions of article 4 of the Convention (CERD/C/RWA/18-20, paras. 38 and 39; CERD/C/RWA/CO/13-17, para. 15);

(d) Statistical data on complaints, investigations, prosecutions and convictions, and on measures of reparation decreed by domestic courts, the National Commission for Human Rights and the Ombudsman, in respect of acts of racial discrimination (CERD/C/RWA/18-20, paras. 192-196);

(e) Impact of the human rights training provided to law enforcement officers, including police and security forces (CERD/C/RWA/CO/13-17, para. 21; CERD/C/RWA/18-20, paras. 69-70); impact of measures to raise public awareness of human rights, and of the Convention in particular (CERD/C/RWA/18-20, para. 68).

3. Situation of the Batwa people (arts. 2, 5 and 7)

(a) Progress towards the recognition of the Batwa as an indigenous people (CERD/C/RWA/CO/13-17, para. 11);

(b) Impact of policies and programmes developed under the Vision 2020 road map on the situation of the Batwa (CERD/C/RWA/18-20, paras. 15-22);

(c) Effects on the Batwa of Law No. 43/2013 of 16 June 2013 governing land in Rwanda (CERD/C/RWA/18-20, para. 54; CERD/C/RWA/CO/13-17, para. 17); statistical data on the implementation of the 2007 law on expropriation in the public interest, any compensation awarded and the effects of the law on the situation of the Batwa; evaluation of the "Bye Bye Nyakatsi" programme as it affects the Batwa with regard to relocation and living conditions in the *imidugudu*, or villages; information on the number of Batwa beneficiaries under the Girinka programme (CERD/C/RWA/18-20, paras. 168 and 174; CERD/C/RWA/CO/13-17, para. 17) ;

(d) Measures to promote access by the Batwa to free health care; and access by Batwa children to education, notably in the context of the Primary Education for All Plan (CERD/C/RWA/18-20, paras. 93, 99 and 100);

(e) Statistical data on the participation of the Batwa in political and public life at the national and local levels; impact of measures to promote their participation (CERD/C/RWA/18-20, paras. 57-58; CERD/C/RWA/CO/13-17, para. 18);

(f) Impact of measures to promote access by the Batwa and others to the legal remedies available through the courts, the National Commission for Human Rights and the Ombudsman, including for acts of racial discrimination (CERD/C/RWA/18-20, paras. 59-62; A/HRC/19/56/Add.1, para. 62).

4. Refugees and asylum seekers (arts. 2 and 5)

(a) Concrete measures to protect refugees and asylum seekers against discrimination in access to education, social services and the labour market (CERD/C/RWA/18-20, paras. 33, 106 and 107);

(b) Information on the criteria for granting refugee status (CERD/C/RWA/18-20, para. 106).